



PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE

Appl No. : 09/830,438
Applicant : Brian Milgate et al
Filed : December 3, 2001
Title : INSECTICIDAL COMPOSITION

TC/A.U. : 1651
Examiner : Herbert J. Lilling

Docket No. : 45108/DBP/R178

DECLARATION OF DANIEL G. FERRIS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068

Commissioner:

I, Daniel G. Ferris, declare as follows:

1. I am the Supervisor of the Docketing Department of Christie, Parker & Hale, LLP. I have been employed in this capacity for about the past eight years.

2. In the regular course of business in my department, my department docketed all U.S. Patent and Trademark Office mail, on a daily basis, received by Christie, Parker & Hale. I have reviewed our log for entries relating to U.S. patent application no. 09/830,438 and have confirmed that our office did not receive the Official office action dated December 16, 2002. Attached herewith as evidence (Exhibit A) of the foregoing is a screen printout from our firm's docketing program. The Commissioner's attention is drawn to the fact that the Official filing receipt was received on January 31, 2002 and a July 31, 2003 follow up was set up for the next Patent Office action.

Therefore, no actions from the PTO have been received since receipt of the Official filing receipt.

I declare under penalty of perjury that the foregoing is true and correct.

Date: August 19, 2003

By: _____

A handwritten signature in black ink, appearing to read 'Daniel G. Ferris', written over a horizontal line.

Daniel G. Ferris

Attachments: Exhibit A
DJP PASS21719.1.*-08/18/03 2:56 PM

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To return, press ESC EXIT.

ACTION FILE

Case: 45108-USA Sub: 00 45108USA00 PAT USAUTLPCTC R178 USAUTLPCTC:A010
04/25/2001 / / UTL-PCT C DBP AAM

Code Action Description Act Date Acknowledged
A010 APPLICATION MAILED 04/25/2001 04/25/2001 / /

Based On: 04/25/2001 MAILING 07/31/2002

| Tasks | Date | Indicator | |
|-------------------------|------------|-----------|------------|
| F010 FU: FILING RECEIPT | 08/25/2001 | Followup | 08/25/2001 |
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RESP: 01/31/2002 R100 FILING RECEIPT RCVD

CLOSED

FU: 07/31/2003

FU: NEXT PTO ACTION

Closed: 08/13/2003 By: DGF

R100

45108USA002001-08-25 2001 08 25 04 25 2001-04-25 RSP DATE

6 01/31/2002

Rmk:

USA patent or mark. Close FU on receipt of office action or missing parts.
If missing parts or office action already rcvd, use response code R103.

Pr 08/26/1999 F 04/25/2001 Pb / / G / / / /

XRef 45108PCT00 F / / Pb / / G / / / /

Created: 04/26/2001 45108USA00A0102001-04-25

Last: 08/14/2003 By: DGF

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EXHIBIT A